

KING COUNTY, WASHINGTON

ORDINANCE NO. 00462

AN ORDINANCE of the County Council of King County, Washington, providing for the submission to the qualified electors of the county at a special election to be held therein on May 19, 1970, of a proposition authorizing the county to issue its general obligation bonds in the principal amount of not to exceed \$80,000,000 for the purpose of providing funds to pay part or all of the cost of acquisition and development of flood and storm water control facilities in the county.

WHEREAS, existing flood, storm and surface water control facilities in King County are not adequate for the protection of persons and property from damage by flood and storm water runoff, and anticipated population growth and increased urban development will create substantial additional needs for such facilities in the immediate future; and

WHEREAS, the larger drainage basins within the County cover both incorporated city areas and unincorporated areas, and the protection of natural environment and the control of flood, storm and surface water runoff requires the development of an integrated plan and system of storm sewers and other flood, storm and surface water control facilities and properties which will be located partly within the incorporated cities and partly within the unincorporated areas of the County; and

WHEREAS, the County Council has prepared a plan of financing and procedure for the acquisition, development and improvement, in conjunction with other Governmental Agencies, over a period of approximately eleven years, of flood, storm, and surface water control facilities and properties within King County which together with other existing and anticipated programs and facilities will provide a flood, storm and surface water control system furnishing protection to the highway system and other

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public works and facilities of the County and to persons and property in the County and which will be of general benefit to all the residents of the County; and

WHEREAS, to provide funds for such purpose it is necessary and advisable that the County issue its general obligation bonds in the principal amount of not to exceed \$80,000,000; and

WHEREAS, the constitution and laws of the State of Washington require that the question whether or not the County may issue such bonds for such purpose be submitted to the qualified electors of the County for their ratification or rejection;

NOW, THEREFORE, BE IT ORDAINED by the County Council of King County, Washington, as follows:

Section 1. This Council hereby finds that it is necessary for the public health, safety, welfare and benefit of the residents of the County that it carry out the Plan hereinafter set forth in the manner provided by law and this ordinance upon the authorization by the electors of the County of the issuance of the Bonds.

Section 2. As used in this ordinance the words hereinafter defined shall have the meanings set forth in this section:

(a) The word "County" shall mean King County, Washington.

(b) The words "City" and "Cities" shall mean any and all cities and towns within the County.

(c) The words "Governmental Agency" or "Agency" shall mean the State of Washington or any agency, subdivision, taxing district, or municipal corporation thereof, including

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any county, city or town.

(d) The word "Council" shall mean the County Council of King County.

(e) The words "Legislative Authority" shall mean the mayor and council of any City, the county executive and council of the County or the equivalent governing body of any other Government Agency.

(f) The words "Bond" or "Bonds" shall mean any or all of the general obligation bonds of the County issued pursuant to this ordinance or any series of such bonds.

(g) The words "Flood and Storm Water Control Facilities" shall mean any facility, improvement, development, property or interest therein, dikes, ditches, channels, drains, conduits, culverts, revetments and other works, equipment, property and property rights connected therewith or incidental thereto which are convenient and necessary for the control of flood, storm and surface waters, or for protecting life or property from any storm, waste, flood or surplus waters, including any such facilities permitted by law.

(h) The word "Plan" shall mean the general plan of financing and procedure for the acquisition, development and improvement of Flood and Storm Water Control Facilities within the County as set forth in this ordinance.

(i) The word "Project" shall mean the Flood and Storm Water Control Facilities for each drainage basin separately described as a part of the Plan.

Section 3. Subject to the provisions of this ordinance the Plan of financing and procedure for the acquisition, construction, development, and improvement of the Flood and Storm Water Control Facilities to serve the drainage basins generally described in this section is hereby adopted and shall be carried out by the Governmental Agency respectively designated and with

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the Bond proceeds respectively allocated in this section.

A. King County \$17,000,000

- (1) North City
Comprehensive Drainage Plan
- (2) White Center
Comprehensive Drainage Plan
- (3) West Lake Sammamish
Flood Control Zone District
- (4) Southwest Lake Sammamish
Flood Control Zone District
- (5) Green River
Flood Control Zone District
- (6) Northeast Lake Washington
Comprehensive Drainage Plan
- (7) May Creek
Comprehensive Drainage Plan
- (8) Miscellaneous Improvements in
Numerous Separate Drainage Basins

B. City of Algona \$ 418,000

- (1) City Storm Sewers

C. City of Auburn \$ 3,693,000

- (1) 21st Street Southeast and "A" Street
Southeast
- (2) 29th Street Southeast
- (3) North Auburn
Drainage Area
- (4) South Auburn
Drainage Area

D. City of Bellevue \$ 4,207,000

- (1) West 1/2 Section 29-25-5 and
East 1/4 Section 30-25-5
Drainage Basin
- (2) Section 23-25-5
Drainage Basin
- (3) East 1/2 Section 29-25-5
Drainage Basin
- (4) South 1/2 Section 26-25-5 and
West 1/2 Section 35-25-5
Drainage Basin

- (5) Southeast 1/4 Section 27-25-5
Drainage Basin
- (6) North 1/2 Section 26-25-5 and
Southwest 1/4 Section 26-25-5
- (7) North 1/2 Section 27-25-5 and
Section 22-25-5 and Section 15-25-5
Drainage Basin
- (8) East 1/2 Section 33-25-5
Drainage Basin
- (9) West 1/2 of East 1/4 Section
34-25-5
Drainage Basin
- (10) South 1/2 Section 27-25-5
Drainage Basin
- (11) Southwest 1/4 Section 33-25-5
Drainage Basin
- (12) West 1/2 Section 34-25-5
Drainage Basin
- (13) East 1/2 Section 5-24-5
Drainage Basin
- E. Town of Black Diamond \$ 120,000
 - (1) Rock Creek Drainage Basin
- F. City of Bothell \$ 266,000
 - (1) Horse Creek
Drainage Basin
- G. City of Des Moines \$ 758,000
 - (1) South 216th Street
 - (2) North-South Trunk
 - (3) South 223rd Street
- H. City of Enumclaw \$ 445,000
 - (1) Northwest Trunk
 - (2) Southwest Trunk
 - (3) Eastern Trunk
- I. City of Issaquah \$ 300,000
 - (1) East Fork Drainage Basin
- J. City of Kent \$ 988,000
 - (1) Horseshoe Drainage Area

- (2) Central Avenue
- (3) Reith Road
- (4) Lake Fenwick
- (5) West Meeker Street
- (6) 93th Avenue
- K. City of Kirkland \$ 1,980,000
 - (1) Central Way
Drainage System
 - (2) Juanita Heights Drainage System
 - (3) Houghton Drainage System
 - (4) Market Street
 - (5) Kirkland Way
- L. Town of Lake Forest Park \$ 300,000
 - (1) Northeast Lake Forest Park
Drainage Basin, phase 1.
 - (2) Northeast Lake Forest Park
Drainage Basin, phase 2
- M. City of Medina \$ 428,000
 - (1) North Drainage Basin
 - (2) South Drainage Basin
- N. City of Mercer Island \$ 742,000
 - (1) North Island Drainage Project
 - (2) West Central Island
Drainage Project
 - (3) Southwest Island Drainage Project
 - (4) Southeast Island Drainage Project
 - (5) East Central Island Drainage
Project
- O. City of Normandy Park \$ 187,000
 - (1) City Storm Sewers
- P. City of Pacific \$ 661,000
 - (1) City Storm Sewers

Q. City of Redmond

\$ 3,782,000

The following area designations are defined in the City of Redmond's Comprehensive Drainage and Storm Sewer Plan:

- (1) Drainage area 35-L, located north of NE 24th Street in the East 1/2 of Section 24-25-5 and the West 1/2 of Section 19-25-6
- (2) Drainage area 50-J, located north of NE 100th Street in the East 1/2 of Section 35-26-5 and the West 1/4 of Section 36-26-5
- (3) Drainage area 44-H, located north of NE 40th Street in the West 1/2 of Section 14-25-5, the West 1/2 of Section 11-25-5, the West 1/2 of Section 2-25-5, all of Section 10-25-5 and the South 1/2 of Section 3-25-5
- (4) Drainage area 48-H, located east and west of Willows Road in the Northwest 1/4 of Section 2-25-5 and the Northeast 1/4 of Section 3-25-5
- (5) Drainage area 46-K, located north of the Burlington Northern Railroad tracks and Avondale Way in the North 1/2 of Section 11-25-5, the North 1/2 of Section 12-25-5, the South 1/2 of Section 1-25-5 and the South 1/2 of Section 2-25-5
- (6) Drainage area 51-I, located north of NE 85th Street and east of Willows Road in the East 1/2 of Section 34-26-5, the West 1/2 of Section 35-26-5, the South 1/2 of Section 27-26-5 and the East 1/2 of Section 2-25-5
- (7) Drainage area 49-K, located south of NE 104th Street and east of Woodinville Road in the East 1/2 of Section 2-25-5, the West 1/2 of Section 1-25-5 and the Southwest 1/4 of Section 36-26-5
- (8) Drainage area 47-K, located north of NE 85th Street in the West 1/2 and the Northeast 1/4 of Section 1-25-5 and the East 1/2 of Section 2-25-5
- (9) Drainage area 51-G, located north of NE 100th Street in the South 1/2 of Section 34-26-5
- (10) Drainage area 54-G, located north of NE 108th Street and west of Willows Road in the

North 1/2 of Section 34-26-5 and the South 1/2 of Section 27-26-5

(11) Drainage area 49-L, located northwesterly of Avondale Road in the East 1/2 of Section 1-25-5, the Northwest 1/4 of Section 6-25-6, the South 1/2 of Section 36-26-5, the Southwest 1/4 of Section 31-26-6 and the Northeast 1/4 of Section 12-25-5

(12) Drainage area 52-J, located west of 166th Avenue NE and south of NE 110th Street and west of 162nd Avenue NE in the West 1/2 of Section 36-26-5 and all of Section 35-26-5

(13) Drainage area 37-K, located southwest of West Lake Sammamish Road in the Southeast 1/4 of Section 14-25-5, the Southwest 1/4 of Section 13-25-5 and the Northeast 1/4 of Section 24-25-5

(14) Drainage area 38-J, located north and south of NE 40th Street in the West 1/2 of Section 13-25-5 and all sections of 14-25-5 and 23-25-5

(15) Drainage area 43-J, located north of NE 60th Street in Section 11-25-5

(16) Drainage area 53-J, located south of NE 116th Street in the North 1/2 of Section 35-26-5

(17) Drainage area 53-K, located north of NE 104th Street in the West 1/2 of Section 36-26-5

R. City of Renton \$ 1,731,000

- (1) Union Avenue N.E.
- (2) N.E. 7th and Edmonds
- (3) Lake Washington Beach Trunk and Honey Creek Trunk
- (4) Renton Village and S.W. 19th
- (5) Monroe Avenue and Heather Downs Trunk
- (6) South 7th Street Trunk
- (7) Renton Airport Trunk
- (8) Aberdeen Avenue N.E.
- (9) Kenneydale
- (10) Earlington

(11) S.W. 23rd
S. City of Seattle \$ 31,500,000

- (1) Thornton Creek Drainage Area
- (2) Longfellow Creek Drainage Area
- (3) 1st Avenue South
Drainage Area
- (4) South Park Drainage Area
- (5) Puget Park Drainage Area
- (6) Airport Way North
- (7) Holman Road N.W., et al
Drainage Area
- (8) Airport Way South
Drainage Area
- (9) Seola Beach Drainage Area

T. City of Tukwila \$ 494,000

- (1) City Storm Sewers

No Project shall be limited solely to the facilities or work listed in such general description and if funds are available for additional acquisition or for development they may be used therefor.

In addition, as part of the Plan, \$10,000,000 shall be allocated as provided in this ordinance for the acquisition of real property, or rights or interests therein and for necessary minimum development thereof, to preserve any flood plain or regular or intermittent stream channels from interference to the free or natural flow of flood or storm water.

Section 4. The Flood and Storm Water Control Facilities described in Section 3 above shall be acquired, constructed, developed or improved in stages over a period of approximately eleven years, or a sooner time if the debt capacity of the County permits the sale of the Bonds and allocation of the Bond proceeds sooner than scheduled in Section 11. The acquisition, construction, development and improvement of each Project shall, to the extent permitted by law and this ordinance, be accomplished

by the Governmental Agency designated in Section 3. General obligation bonds of the County shall be issued in series over the development period to carry out the Plan and the proceeds of each series of Bonds shall be allocated in accordance with the schedule set forth in Section 11 of this ordinance. Subject to the provisions of this ordinance, the Legislative Authority of the Governmental Agency to which any portion of the proceeds of such Bonds shall have been duly and lawfully allocated shall determine the time and order of acquisition or development of the Projects which such Agency shall be authorized to accomplish pursuant to this ordinance.

No City shall be authorized to accomplish any Project with the proceeds of the Bonds unless the Legislative Authority of such City shall have first entered into an agreement with the County substantially in the form of Exhibit A attached hereto and by this reference made a part hereof, providing that such proceeds shall be held in trust and faithfully applied to the purposes authorized by this ordinance and that such Project or Projects shall be maintained and operated by such City. In the event that any City shall fail to enter into such an agreement within such reasonable time as the Council may determine after reasonable notice that Bond proceeds have become available for such City, the Council, with the approval of such City, may carry out such Project, or may apply such funds as provided in Section 6.

The County shall accomplish the acquisition, construction, development, or improvement of Projects for which such responsibility has been specifically assigned to the County in Section 3 of this ordinance whether the Flood and Storm Water Control Facilities to be acquired, constructed, developed or improved are now or shall hereafter be incorporated in whole or in part

within any City, unless an appropriate agreement shall have been entered into between the County and the Legislative Authority of such City providing that the City shall carry out such responsibility.

Section 5. It is part of this Plan that the Governmental Agency duly and lawfully authorized to accomplish any Project with the proceeds of the Bonds shall determine the exact location and design of the Flood and Storm Water Control Facilities to be acquired, constructed, developed or improved and the plans and specifications therefor, consistent with the purposes and provisions of this ordinance.

Costs of engineering, architectural, planning, financial, legal and other services lawfully incurred incident to the acquisition, construction, development or improvement of any Flood and Storm Water Control Facilities by any Governmental Agency duly and lawfully authorized to accomplish such facilities shall be appropriate capital costs to be paid from the proceeds of the Bonds.

The Legislative Authority of the Governmental Agency to which any portion of the proceeds of Bonds shall be duly delivered pursuant to the allocation made in this ordinance shall determine consistent with the requirements of this ordinance, the application of such moneys as between Projects and the order of construction of Projects so as to accomplish, as nearly as may be, all Projects which such Agency shall be authorized to accomplish pursuant to this ordinance.

If the Legislative Authority of any Agency shall find that it has become impractical to substantially accomplish any Project by reason of prior incompatible development, cost substantially in excess of the amount of bond proceeds available therefor or other changed conditions, such Agency shall not be required to accomplish such Project and may apply such funds

as provided in Section 6.

As a condition to the expenditure of any proceeds of the Bonds for acquisition or construction of any Project, the Governmental Agency authorized to accomplish such Project shall submit the plans and specifications for such Project to the appropriate review committee provided for in Section 7 and receive the approval of this Committee that the Project reasonably meets the applicable criteria set forth in Section 7 before any of the proceeds of the Bonds may be expended by such Agency in the acquisition, construction, development or improvement of Storm Water Control Facilities listed in Section 3.

Section 6. Supplemental or matching funds from federal, state or local public sources or private sources may become available to pay a portion of the cost of one or more Projects or to supplement or enlarge such Projects. It is a part of this Plan that whenever the Governmental Agency authorized to accomplish a Project shall obtain matching or supplemental funds for such Project, the amount of Bond proceeds which would otherwise have been applied to the cost of such Project may, to the extent of such matching funds, be applied by the Legislative Authority of such Agency to the enlargement or additional development of such Project or to the accomplishment of other Projects which such Agency is then authorized to accomplish. If all Projects which such Agency shall have been authorized to accomplish have been completed, or their completion duly provided for, or their completion found to be impractical, such Bond proceeds may be applied subject to the conditions of this ordinance to carry out such other Flood and Storm Water Facility capital purposes within the territorial limits of the Agency as may be determined by the Legislative Authority of such Agency to be most necessary and appropriate, and found by the Legislative

Authority of the County to be consistent with the purposes of this ordinance and to be a County purpose.

Section 7. Prior to the expenditure of any portion of the Proceeds of the Bonds for any purpose other than for planning, preliminary engineering and other related services, the Legislative Authority of the County shall:

(a) Adopt a general storm water control plan, as a part of the County comprehensive plan, covering each basin or sub-basin within the County for which any Project is contemplated in this ordinance.

(b) Establish and appoint as a part of the County Environmental Development Commission, or its successor, or as a separate deliberative body; a committee of at least seven persons, including persons trained in the disciplines of soil conservation, hydrology, sanitary engineering, public health, urban or rural planning and outdoor recreation, or other disciplines rationally related to those specified, and such other person or persons as the Legislative Authority of the County may select. The Legislative Authority of any Governmental Agency other than the County duly authorized to accomplish any Project may, prior to the expenditure of Bond proceeds allocated therefor, establish and appoint a similar committee to perform the functions provided in this section in lieu of the County committee or such Agency shall enter into an agreement with the County to utilize the services of the County committee for such purpose. The appropriate committee constituted and functioning as provided herein, whether appointed by the County or by any other Governmental Agency, is hereinafter called the "Review Committee".

The Review Committee shall have submitted to it, shall review, and shall approve the preliminary plans for any proposed Project before any expenditure, other than for planning, preliminary engineering and other related services, may be made for such Project. Such review and approval shall be based upon the

following criteria:

(a) Each Project shall comply with the general storm water control plan of the County.

(b) Project trunk lines or channels shall either serve at least 160 acres or be at least 18 inch diameter conduit or equivalent.

(c) Storm water deposited from one basin or sub-basin into another shall be regulated so the receiving basin or sub-basin has the then present capacity to accept the storm water without detrimental effect upon the land.

(d) Each Project affecting a river, stream or channel course shall include the preservation of vegetation along such river, stream or channel or the replanting of channel banks where Project improvements have removed the natural vegetation.

(e) Each Project shall conform with other applicable land use and public facilities plans.

(f) Each Project shall utilize supplemental methods of financing to the extent reasonably available.

(g) Where partial or minimal land development exists, methods of control alternative to conduit construction or channel development shall be investigated and incorporated in such Project wherever feasible.

(h) Storm water control methods and facilities which will least disrupt the natural environment, soil conditions and ecology shall be incorporated in each Project wherever feasible.

(i) Storm water control methods which combine other legitimate public purposes or create benefits beyond those related strictly to storm water control shall be used wherever feasible.

Section 8. Whenever any of the \$10,000,000 specified in Section 3 to be allocated for the preservation of flood plains

and stream channels shall become available, application for the use of such money by any Governmental Agency shall be submitted to the County Review Committee for a determination that the proposed use satisfies the applicable criteria set forth in Section 7. Priority of qualifying applications shall be recommended by the Committee upon the following criteria stated in the order of their importance:

(a) Where such money will be used for the acquisition of real property or rights or interests therein where same constitutes the major element of cost for a stream basin or sub-basin plan not included in Section 3.

(b) Where such money will be used for the further acquisition of real property or rights or interests therein as an element of the cost of a Project described in Section 3, financing for the remainder of which is assured and no other money is reasonably available for such acquisition; or

(c) Where such money will be used for acquisition of real property or rights or interests therein as a minor element of cost for a stream or basin plan not included as a Project in Section 3, financing for the remainder of the plan is assured and no other money is reasonably available for such acquisition.

The County Review Committee shall certify its recommendation to the Legislative Authority of the County which on the basis thereof, may allocate any of such money.

The Legislative Authority of the County may add a criterion that to be eligible for any such moneys, a Governmental Agency must have adopted specific controls on the development of undeveloped land which will reduce storm water problems, which controls shall be at least as effective for such purpose as the controls which shall have theretofore been adopted by the Legislative Authority of the County and made applicable to the unincorporated area of the County.

Section 9. The Council hereby finds and declares that the Flood and Storm Water Control Facilities described in this ordinance whether located partly or wholly within or without the Cities of the County, together with existing facilities, constitute a County-wide system for the protection of public and private properties and of the highway system and other public works within the County from flood, storm and surface water damage and will be of general benefit to all of the residents of the County. The Council further finds and declares that the proposition hereinafter set forth and the Plan have for their object the furtherance and accomplishment of such system and constitute a single purpose. The Council further finds and declares that the use of County funds to pay in whole or in part the cost of acquisition, construction, development or improvement of the facilities set forth in the Plan, including any costs necessarily incidental thereto, or to participate with the United States or any agency thereof or any Governmental Agency for such purposes pursuant to this ordinance will promote the health, welfare, benefit and safety of the people of King County and is a strictly County purpose.

Section 10. For the purpose of providing part or all of the funds necessary to pay the cost of carrying out the Plan pursuant to this ordinance, general obligation bonds of King County in the principal amount of not to exceed \$80,000,000 shall be issued. The Bonds shall bear interest at a rate not to exceed the maximum rate permitted by law at the time of their sale, shall be issued in series from time to time out of such authorization over the contemplated construction and development period of approximately eleven years and shall mature serially in from two to forty years from date of issue of each series as authorized by the Council and as provided by law. Both principal of and interest on the Bonds shall be payable out of annual tax levies to be made upon all of the taxable properties within

the County in excess of any constitutional or statutory limitations thereon. The exact date, form, terms, options of redemption and maturities of each series of the Bonds shall be as hereafter fixed by the Council.

Section 11. It is contemplated that the Bonds shall be issued in series each year during the development period and that the principal amount contemplated to be issued each year pursuant to this ordinance may from time to time be combined with other authorized general obligation bonds of the County and issued and sold as single issues of County bonds. Prior to December 31 of each year Bonds shall be issued in the principal amounts set forth in the following schedule, but at no time shall Bonds be issued in excess of any statutory or constitutional limitations upon indebtedness and the total principal amount of Bonds issued shall not exceed \$80,000,000:

Year	Principal Amount	Proceeds Allocated to County	Proceeds Allocated to City of Seattle	Proceeds Allocated to Other Cities as Provided in Exhibit B Attached	Proceeds Allocated to Flood Plan and Other Easements
1970	3,000,000	1,000,000	1,000,000	1,000,000	-0-
1971	8,000,000	2,000,000	3,600,000	2,400,000	-0-
1972	12,000,000	2,800,000	5,600,000	3,600,000	-0-
1973	12,000,000	2,800,000	5,400,000	3,800,000	-0-
1974	10,000,000	1,800,000	3,700,000	2,500,000	2,000,000
1975	7,000,000	1,200,000	2,300,000	1,500,000	2,000,000
1976	7,000,000	1,200,000	2,300,000	1,500,000	2,000,000
1977	5,000,000	700,000	1,300,000	1,000,000	2,000,000
1978	4,000,000	700,000	1,300,000	1,000,000	1,000,000
1979	3,000,000	500,000	900,000	600,000	1,000,000
1980	9,000,000	2,300,000	4,100,000	2,600,000	-0-

The foregoing schedule contemplates the issuance and sale of all County bonds approved by the electorate at the special election called for February 13, 1968, in accordance with similar schedules set forth in the respective authorizing resolutions and also contemplates the authorization of all County bonds submitted to the electorate at the special election hereinafter called

for May 19, 1970, and their issuance in accordance with similar schedules set forth in the respective authorizing ordinances. Within applicable constitutional and statutory limits, the Council may issue the Bonds at a time or times earlier than those provided in the above schedule if the Council shall first find that such issuance will not impair the legal capacity of the County to issue any then unissued general obligation bonds of the County authorized at the February 13, 1968, election or such County bonds as may be approved at the May 19, 1970, election in accordance with their respective schedules of issuance.

If for any reason the County shall be unable to issue part or all of any series of Bonds within the calendar year when such issuance is scheduled, the County shall issue the remaining Bonds of such series as soon thereafter as may be possible. If less than all of any series shall be issued the proceeds of the Bonds issued shall be allocated in the same proportion as provided for the allocation of the entire series.

The portion of the proceeds of each series of Bonds allocated to any City which shall have been duly authorized to accomplish any Project shall be delivered to such City in the ordinary course of business following the receipt of such proceeds.

Section 12. The proceeds of sale of the Bonds shall be deposited in a Flood and Storm Water Control Facilities Fund to be hereafter created in the office of the Treasurer of King County except that any accrued interest on the Bonds received at the time of their delivery may be paid into a fund to be hereafter created for the redemption of the Bonds. Moneys in such Flood and Storm Water Control Facilities Fund may be temporarily deposited in such institutions or invested in such obligations as may be lawful for the investment or deposit of County moneys and may be temporarily advanced to such

fund as may be created for the redemption of the Bonds to pay Bond interest pending receipt of taxes levied therefor.

The proceeds of sale of the Bonds and any interest received by any Governmental Agency from the deposit or investment of such proceeds shall be applied and used solely for the acquisition, development or improvement of Flood and Storm Water Control Facilities and all costs incident thereto, and none of such proceeds shall be used for other than a capital purpose.

Section 13. The life of the facilities to be acquired and constructed pursuant to this ordinance is hereby estimated and declared to be, as nearly as practicable, not less than forty years.

Section 14. It is hereby found and declared that an emergency exists requiring the submission to the qualified electors of the County at a special election to be held therein on the 19th day of May, 1970, of a proposition authorizing the issuance of general obligation bonds of the County for the purposes provided in this ordinance.

The Director of Records and Elections of King County, as ex officio supervisor of all elections held within King County, is hereby requested to also find the existence of such emergency and to assume jurisdiction of and to call and conduct such special election to be held within the County on that date and to submit to the qualified electors of the County at such special election the proposition hereinafter set forth.

The Clerk of the Council is hereby authorized and directed to deliver a certified copy of this ordinance to the Director of Records and Elections and the action of the Council and the Clerk in heretofor certifying the following proposition to the Director is hereby ratified and approved:

KING COUNTY, WASHINGTON

PROPOSITION NO. ____

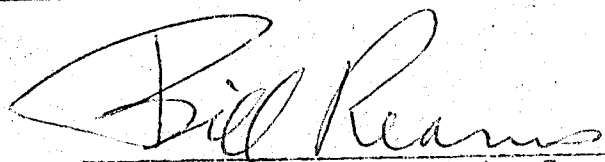
STORM WATER CONTROL BONDS

Shall King County, for the purpose of acquiring, constructing, developing and improving a system of flood and storm water control facilities within the county issue its general obligation bonds in the total principal amount of not to exceed \$80,000,000, to be issued in series over a period of approximately eleven years and only when and as the incurring of such indebtedness shall not exceed any applicable constitutional or statutory limitations upon indebtedness, to bear interest at a rate not to exceed the maximum rate permitted by law at the time of their sale, to mature serially in from two to forty years from date of issue of each series, and to be paid both principal and interest out of annual tax levies to be made upon all the taxable property within the county in excess of any constitutional or statutory limitations thereon, all as more specifically provided in King County Ordinance No. _____?

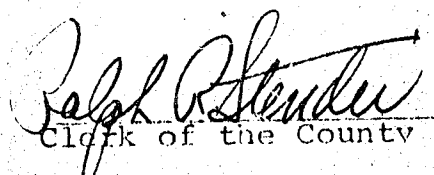
BONDS YES ☐
BONDS NO ☐

INTRODUCED and read for the first time this 30th day of March, 1970.

PASSED by the Council at a regular meeting thereof on the 6th day of April, 1970.


Chairman of the County Council

ATTEST:


Clerk of the County Council

APPROVED this 8th day of April, 1970.

ORDINANCE READINGS
1st 3-30-70
2nd 4-6-70
3rd 4-6-70
Effective Date



King County Executive

EXHIBIT A

AGREEMENT

In consideration of the mutual covenants herein, King County (hereinafter called the "County") and the City of _____ (hereinafter called the "City") agree as follows:

1. The County shall deliver to the City in the ordinary course of business after receipt of the proceeds of each series of general obligation bonds of the County contemplated to be issued pursuant to Ordinance No. ____ of the County, the full amount of cash allocated to the City out of such proceeds by said ordinance.

2. The City shall hold that money in trust and shall faithfully apply same to the purposes authorized in Ordinance No. ____ in the manner and subject to the conditions provided in that ordinance; shall operate and maintain all facilities acquired, constructed, developed or improved with that money; shall defend and save the County harmless from any claim of damage resulting from the acquisition, construction, development, improvement, operation, maintenance, repair, replacement or public use of such facilities; and shall perform or comply with all conditions of Ordinance No. ____ contemplated by that ordinance to be performed or complied with by agencies to which the proceeds of bonds issued pursuant to that ordinance have been allocated and delivered.

DATED this ____ day of _____.

KING COUNTY

CITY OF _____

by _____

By _____

ATTEST:

ATTEST:

STORM WATER CONTROL BOND PROCEEDS ALLOCATED TO C

(all figures in thousands)

<u>CITY</u>	<u>1970</u>	<u>1971</u>	<u>1972</u>	<u>1973</u>	<u>1974</u>	<u>1975</u>
Algona	-0-	-0-	140	140	138	-0-
Auburn	250	400	600	700	400	215
Belleview	250	520	680	730	306	300
Black Diamond	-0-	-0-	40	40	40	-0-
Bothell	-0-	66	50	50	50	50
Des Moines	-0-	60	60	60	-0-	-0-
Enumclaw	-0-	75	75	75	75	50
Issaquah	-0-	50	50	50	50	40
Lent	50	150	150	150	150	100
Mirkland	100	200	300	300	200	150
Lake Forest Park	-0-	50	50	50	50	40
Madina	-0-	65	65	65	65	50
Mercer Island	-0-	90	90	90	75	75
Normandy Park	-0-	-0-	30	30	30	30
Pacific	-0-	-0-	220	220	221	-0-
Edmond	250	449	650	700	400	200
Anton	100	200	300	300	200	150
Shwila	-0-	25	50	50	50	50
TOTAL	1,000	2,400	3,600	3,800	2,500	1,500